

AMENDED IN ASSEMBLY MARCH 29, 2005

CALIFORNIA LEGISLATURE—2005—06 REGULAR SESSION

ASSEMBLY BILL

No. 665

Introduced by Assembly Member Salinas

February 17, 2005

An act to amend Section 51032 of the Government Code, relating to massage.

LEGISLATIVE COUNSEL'S DIGEST

AB 665, as amended, Salinas. Business of massage.

Existing law authorizes the legislative body of a city or county to enact an ordinance that provides for the licensing for regulation of the business of massage within that jurisdiction and permits the ordinance to provide for license denial upon a showing of proof of the conviction of massage personnel of specified criminal offenses.

This bill ~~add to the reasons for license denial a showing of proof that the massage personnel have been convicted of assault or battery, as specified~~ *instead would provide that the ordinance shall require license denial upon a showing of proof of the conviction of massage personnel of specified criminal offenses.*

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 51032 of the Government Code is
- 2 amended to read:
- 3 51032. The ordinance ~~may also~~ *shall* provide that a license to
- 4 engage in the business of massage ~~may~~ *shall* be denied upon a
- 5 showing by the licensing authority of any of the following:

1 (a) Proof that the massage personnel and the owners or
2 operators of a massage business have been convicted of a
3 violation of Section 266i, 315, 316, 318, or subdivision (b) of
4 Section 647 of the Penal Code, proof that the massage personnel
5 or the owners or operators of a massage business have been
6 convicted in any other state of any offense which, if committed
7 or attempted in this state, would have been punishable as one or
8 more of the above-mentioned offenses of this subdivision, or
9 proof that the massage personnel or the owners or operators of a
10 massage business are required to register under the provisions of
11 Section 290 of the Penal Code.

12 (b) Proof that the massage personnel and the owners or
13 operators of a massage business have been convicted of any
14 felony offense involving the sale of a controlled substance
15 specified in Section 11054, 11055, 11056, 11057, or 11058 of the
16 Health and Safety Code or proof that the massage personnel or
17 the owners or operators of the massage business have been
18 convicted in any other state of any offense which, if committed
19 or attempted in this state, would have been punishable as one or
20 more of the above-mentioned offenses of this subdivision.

21 ~~(c) Proof that the massage personnel have been convicted of~~
22 ~~any assault or battery offense specified in Chapter 9~~
23 ~~(commencing with Section 240) of Title 8 of Part 1 of the Penal~~
24 ~~Code.~~